
Changes to legislation: There are currently no known outstanding effects for the Commonhold and Leasehold Reform Act 2002, Paragraph 5. (See end of Document for details)

SCHEDULES

SCHEDULE 11

ADMINISTRATION CHARGES

PART 1

[^{F1}ADMINISTRATION CHARGES]

Textual Amendments

- F1** Sch. 11 Pt. 1 heading substituted (30.6.2022 for specified purposes, 1.4.2023 in so far as not already in force) by Leasehold Reform (Ground Rent) Act 2022 (c. 1), ss. 18(2), 25(2) (with s. 23); S.I. 2022/694, regs. 2, 3, 4

Liability to pay administration charges

- 5 (1) An application may be made to [^{F1}the appropriate tribunal] for a determination whether an administration charge is payable and, if it is, as to—
- (a) the person by whom it is payable,
 - (b) the person to whom it is payable,
 - (c) the amount which is payable,
 - (d) the date at or by which it is payable, and
 - (e) the manner in which it is payable.
- (2) Sub-paragraph (1) applies whether or not any payment has been made.
- (3) The jurisdiction conferred on [^{F2}the appropriate tribunal] in respect of any matter by virtue of sub-paragraph (1) is in addition to any jurisdiction of a court in respect of the matter.
- (4) No application under sub-paragraph (1) may be made in respect of a matter which—
- (a) has been agreed or admitted by the tenant,
 - (b) has been, or is to be, referred to arbitration pursuant to a post-dispute arbitration agreement to which the tenant is a party,
 - (c) has been the subject of determination by a court, or
 - (d) has been the subject of determination by an arbitral tribunal pursuant to a post-dispute arbitration agreement.
- (5) But the tenant is not to be taken to have agreed or admitted any matter by reason only of having made any payment.
- (6) An agreement by the tenant of a dwelling (other than a post-dispute arbitration agreement) is void in so far as it purports to provide for a determination—
- (a) in a particular manner, or

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(b) on particular evidence,
of any question which may be the subject matter of an application under sub-paragraph (1).

Textual Amendments

- F1** Words in Sch. 11 para. 5(1) substituted (1.7.2013) by [The Transfer of Tribunal Functions Order 2013 \(S.I. 2013/1036\)](#), art. 1, **Sch. 1 para. 147(a)** (with Sch. 3)
- F2** Words in Sch. 11 para. 5(3) substituted (1.7.2013) by [The Transfer of Tribunal Functions Order 2013 \(S.I. 2013/1036\)](#), art. 1, **Sch. 1 para. 147(a)** (with Sch. 3)

Commencement Information

- I1** Sch. 11 wholly in force at 30.3.2004; Sch. 11 not in force at Royal Assent see s. 181(1); Sch. 11 in force at 30.9.2003 for E. by [S.I. 2003/1986](#), **art. 2(c)(i)** (with Sch. 2); Sch. 11 in force at 30.3.2004 for W. by [S.I. 2004/669](#), **art. 2(c)(i)** (with Sch. 2)

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